

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – PRED – Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj, Machilipatnam – Verification of "Road from S-M road to Parnasala (via) Kokanarayanapalem, Guduru and Thummalapalem" in Panchayat Raj Division, Machilipatnam - Departmental proceedings under Rule 20 of A.P.C.S. (C, C & A) Rules 1991 – Article of charges – Issued.

-----  
PANCHAYAT RAJ AND RURAL DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No. 959

Dt: 24 -06- 2011.

<<O>>

O R D E R:

It is proposed to hold an enquiry against Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj, Machilipatnam, in accordance with the procedure laid down in Rule 20 of the A.P. Civil Services (Classification, Control and Appeal) Rules 1991.

2. The substance of the imputations of misconduct or mis-behaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-II & III).

3. Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj, Machilipatnam is directed to submit a written statement of his defence before the disciplinary authority within (10) days of the receipt of this Memo.

4. Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj, Machilipatnam is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj, Machilipatnam is further informed that if he does not submit his written statement of defence on or before the time specified in para-3 above, further action will be processed based on the material available.

6. Attention of Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj, Machilipatnam is invited to Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Service (Conduct) Rules, 1964.

7. The receipt of G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNER OF ANDHRA PRADESH)

DR.RAJIV SHARMA

PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

Sri Ch. Dayanand Das, Executive Engineer, Panchayat Raj,  
Machilipatnam through Engineer-in-Chief (Panchayat Raj)  
Hyderabad.

The Engineer-in-Chief (Panchayat Raj) Hyderabad

(with a request to serve and return the acknowledged copy and W.S.D.).

Copy to:

The General Administration (V&E) Department (477/V&E/E2/09)

The Secretary to VC, A.P.V.C.,

Hyderabad. (1808/VC.G1/2011-1)

SF/SC

//FORWARDED BY :: ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI CH.DAYANAND  
DAS,EXECUTIVE ENGINEER,PR,MACHILIPATNAM

--::--

CHARGE:

That Sri Ch. Dayanand Das, Executive Engineer (PR) while working as Executive Engineer (PR) Machilipatnam has allowed and recommended for release of payment for substandard Bitumen work in KM5 in execution "Road from S-M road to Parnasala (via) Kokanarayanapalem, Gudeuru and Thimmalapalem" in PR Division, Machilipatnam thereby caused loss to Govt. He failed to discharge his legitimate duties and violated Rules 3 of APCS conduct Rules 1964.

BASIS:

As per Vigilance Report No.11 (477/V&E/E2/09, Dt:15.2.11) Administrative sanction for the Road work from "Road from S-M road to Parnasala (via) Kokanarayanapalem, Gudeuru and Thimmalapalem" in PR Division Machilipatnam was accorded vide G.O.Rt.No 309, PR&RD Deptt., Dt 27.02.08 under NABARD RIDF-XIII, Programme Technical sanction was accorded by C.E, PR, NABARD, Hyderabad for Rs.294.00 Lakhs. As on the day of inspection of V&E officials the work is in progress and the work was completed up to OGPC layer with seal coat from KM 0/0 to KM7/2, completed up to wet mix Macadam layer from KM7/2 to KM 9/100 and the balance work is in progress. An amount of Rs 1,88,39,849/- was paid to the contractor V. Venkateshwara Rao, and an amount of Rs.5,17,1951/- was recovered towards seigniorage and an amount of Rs 5,13,148/- was recovered to work vat at specified rates.

The following are the finding of the V&E Department

1. Necessary slope protection work is to be proved to protect the slopes of the embankment from occurring of slips during sudden drawdown condition of the canal flows as the irrigation channel is running parallel and adjoining the embankment from KM/5/2 to KM 5/2 on right side and KM 7/2 to KM 9/100 on left side.
2. In the sanctioned estimate 13.7% towards over heads and contractor's profit was provided instead of 12.50% resulting to an excess estimate amount of Rs.2,95,733/-
3. The short fall in bitumen content was observed in KM 1,2 and 5 as 12.81%,14.22% and 40.27% respectively. An amount of Rs 1,76,391/- to be recovered from the contractor towards short fall in bitumen content in KM 1 and 2 and the item of work OGPC layer and seal coat item is to be rejected in KM5 as the short fall in bitumen content is more than 15%as specified in the Govt Memo No. 15320/Vig.I/2005-1,Dated 12.5.06 of PR&RD (Vig.I) department and the value of rejected work works out to Rs.5,82,072/-.

Hence the charge.

DR.RAJIV SHARMA  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE-II

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI CH.  
DAYANAND DAS, EXECUTIVE ENGINEER, PR, MACHILIPATNAM.

--::--

V&E Report No.11(477/V&E/E2/09), dt:15-02-2011.from the General Administration  
(Vigilance & Enforcement Department). Department.

DR.RAJIV SHARMA  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI CH.  
DAYANAND DAS, EXECUTIVE ENGINEER, PR, MACHILIPATNAM.

--::--

- NIL -

DR.RAJIV SHARMA  
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER